

repeal ObamaCare and replace it with step-by-step reforms that transform the health care delivery system by putting patients in charge, giving them more choices, and reducing the cost of health care so more people can afford it, which is precisely the alternative Republicans offered in 2008, 2009, and 2010, when ObamaCare was debated and voted in.

It also highlights the big structural change we will need to make in the near future to avoid a near collapse of our Nation's health insurance market.

Americans get their insurance, our insurance, through many different places, some from Medicare, some from Medicaid, and most from their employers, but nearly 11 million buy their insurance through the exchanges.

If the ObamaCare policyholder isn't bearing the cost of the higher premiums I just described, then you—the taxpayer—will because a large portion of ObamaCare premiums are subsidized with tax dollars. There is no excuse for having a failing insurance market where taxpayers are paying most of the bill and costs are so out of control that we may soon have a situation where no insurance company is willing to sell insurance on an ObamaCare exchange.

Where does that leave these 11 million Americans? ObamaCare and its one-size-fits all takeover of health care robs States of their abilities to provide access to affordable health care plans in a way that makes sense for their State populations and economies.

ObamaCare was supposed to create a marketplace where people would have more access to affordable, private health insurance plans. Robust, private, market competition was supposed to spur innovative insurance design and help drive down costs. But just the opposite has happened, as those stuck in ObamaCare are facing fewer and more expensive options.

Long term, Americans should have the freedom to make their own choices about their families' health care needs.

But short-term, in November, nearly 11 million Americans need freedom from the ObamaCare exchanges. And this legislation that I will introduce later today with other Senators will provide that immediately.

#### SUBMITTED RESOLUTIONS

#### SENATE RESOLUTION 559—DESIGNATING THE WEEK OF SEPTEMBER 12, 2016, AS "NATIONAL DIRECT SUPPORT PROFESSIONALS RECOGNITION WEEK"

Mr. CARDIN (for himself, Ms. COLLINS, Mr. PORTMAN, Mr. BROWN, Mr. BLUMENTHAL, Mr. MENENDEZ, Mr. GRASSLEY, Mr. MARKEY, Mr. KING, Ms. WARREN, and Ms. AYOTTE) submitted the following resolution; which was considered and agreed to:

S. RES. 559

Whereas direct support professionals, including direct care workers, personal assist-

ants, personal attendants, in-home support workers, and paraprofessionals, are key to providing publicly funded, long-term support and services for millions of individuals with disabilities;

Whereas direct support professionals provide essential support to help keep individuals with disabilities connected to their families, friends, and communities so as to avoid more costly institutional care;

Whereas direct support professionals support individuals with disabilities by helping those individuals make person-centered choices that lead to meaningful, productive lives;

Whereas direct support professionals must build close, respectful, and trusted relationships with individuals with disabilities;

Whereas direct support professionals provide a broad range of individualized support to individuals with disabilities, including—

- (1) assisting with the preparation of meals;
- (2) helping with medication;
- (3) assisting with bathing, dressing, and other aspects of daily living;
- (4) assisting with access to their environment;
- (5) providing transportation to school, work, religious, and recreational activities; and
- (6) helping with general daily affairs, such as assisting with financial matters, medical appointments, and personal interests;

Whereas the participation of direct support professionals in medical care planning is critical to the successful transition of individuals from medical events to post-acute care and long-term support and services;

Whereas there is a documented critical and increasing shortage of direct support professionals throughout the United States;

Whereas direct support professionals are a critical element in supporting individuals who are receiving health care services for severe chronic health conditions and individuals with functional limitations;

Whereas many direct support professionals are the primary financial providers for their families;

Whereas direct support professionals are hardworking, taxpaying citizens who provide an important service to people with disabilities in the United States, yet many continue to earn low wages, receive inadequate benefits, and have limited opportunities for advancement, resulting in high turnover and vacancy rates that adversely affect the quality of support, safety, and health of individuals with disabilities;

Whereas the Supreme Court of the United States, in *Olmstead v. L.C.* by Zimring, 527 U.S. 581 (June 22, 1999)—

(1) recognized the importance of the deinstitutionalization of, and community-based services for, individuals with disabilities; and

(2) held that, under the Americans with Disabilities Act of 1990 (42 U.S. 12101 et seq.), a State must provide community-based services to persons with intellectual and developmental disabilities if—

(A) the community-based services are appropriate;

(B) the affected person does not oppose receiving the community-based services; and

(C) the community-based services can be reasonably accommodated after the community has taken into account the resources available to the State and the needs of other individuals with disabilities in the State; and

Whereas, in 2016, the majority of direct support professionals are employed in home- and community-based settings and that trend will increase over the next decade: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates the week of September 12, 2016, as "National Direct Support Professionals Recognition Week";

(2) recognizes and appreciates the contribution, dedication, and vital role of direct support professionals in enhancing the lives of individuals with disabilities of all ages;

(3) commends direct support professionals for being integral to the provision of long-term support and services for individuals with disabilities; and

(4) finds that the successful implementation of the public policies affecting individuals with disabilities in the United States depends on the dedication of direct support professionals.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 5067. Mr. COCHRAN submitted an amendment intended to be proposed to amendment SA 5042 proposed by Mr. INHOFE (for himself and Mrs. BOXER) to the amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table.

SA 5068. Mr. PAUL submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, supra; which was ordered to lie on the table.

SA 5069. Mr. CARDIN submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, supra; which was ordered to lie on the table.

SA 5070. Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, supra; which was ordered to lie on the table.

SA 5071. Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, supra; which was ordered to lie on the table.

SA 5072. Mr. REID submitted an amendment intended to be proposed by him to the bill S. 2848, supra; which was ordered to lie on the table.

SA 5073. Mr. REID submitted an amendment intended to be proposed by him to the bill S. 2848, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 5067. Mr. COCHRAN submitted an amendment intended to be proposed to amendment SA 5042 proposed by Mr. INHOFE (for himself and Mrs. BOXER) to the amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

On page 210, strike lines 12 through 18 and insert the following:

(a) IN GENERAL.—The authority of the Secretary to carry out the project for flood damage reduction, bank stabilization, and sediment and erosion control known as the “Yazoo Basin, Mississippi, Mississippi Delta Headwater Project, MS”, authorized by title I of Public Law 98-8 (97 Stat. 22), as amended, shall not be limited to watersheds referenced in reports accompanying appropriations bills for previous fiscal years.

(b) OPERATION AND MAINTENANCE.—The Secretary may operate and maintain those features of the project described in subsection (a) completed before the date of enactment of this Act in accordance with section 103(e)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(e)(2)).

**SA 5068.** Mr. PAUL submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title I, add the following:

**SEC. 1. SURPLUS WATER STORAGE.**

(a) IN GENERAL.—The Secretary shall not charge a fee for surplus water under a contract entered into pursuant to section 6 of the Act of December 22, 1944 (33 U.S.C. 708) (commonly known as the “Flood Control Act of 1944”) if the contract is for surplus water stored in the Lake Cumberland Watershed, Kentucky and Tennessee.

(b) TERMINATION.—The limitation under subsection (a) shall expire on the date that is 2 years after the date of enactment of this Act.

(c) APPLICABILITY.—Nothing in this section—

(1) affects the authority of the Secretary under section 2695 of title 10, United States Code, to accept funds or to cover the administrative expenses relating to certain real property transactions;

(2) affects the application of section 6 of the Act of December 22, 1944 (33 U.S.C. 708) (commonly known as the “Flood Control Act of 1944”) or the Water Supply Act of 1958 (43 U.S.C. 390b) to surplus water stored outside of the Lake Cumberland Watershed, Kentucky and Tennessee; or

(3) affects the authority of the Secretary to accept funds under section 216(c) of the Water Resources Development Act of 1996 (33 U.S.C. 2321a).

**SA 5069.** Mr. CARDIN submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 7206 and insert the following:

**SEC. 7206. CHESAPEAKE BAY GRASS SURVEY.**

Section 117(i) of the Federal Water Pollution Control Act (33 U.S.C. 1267(i)) is amended by adding at the end the following:

“(3) ANNUAL SURVEY.—The Administrator shall carry out an annual survey of sea grasses in the Chesapeake Bay.”.

**SA 5070.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

**SEC. 80. PROTECTION OF CONGRESSIONAL OVERSIGHT.**

Notwithstanding any other provision of law, the Secretary or the Administrator of the Environmental Protection Agency may not enter into an agreement related to resolving a dispute or claim with an individual that would restrict in any way the individual from speaking to members of Congress or their staff on any topic not otherwise prohibited from disclosure by Federal law or required by executive order to be kept secret in the interest of national defense or the conduct of foreign affairs.

**SA 5071.** Mr. SASSE submitted an amendment intended to be proposed to amendment SA 4979 proposed by Mr. MCCONNELL (for Mr. INHOFE (for himself and Mrs. BOXER)) to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 1009 and insert the following:

**SEC. 1009. GAO REVIEW AND REPORT.**

Not later than 2 years after the date of enactment of this Act, the Comptroller General of the United States shall conduct a review, and submit to Congress a report on the implementation and effectiveness of the projects carried out under section 219 of the Water Resources Development Act of 1992 (Public Law 102-580; 106 Stat. 4835).

**SA 5072.** Mr. REID submitted an amendment intended to be proposed by him to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. REVIEW OF CERTAIN COST ALLOCATIONS.**

Not later than 60 days after the date of enactment of this Act, the Secretary of the Interior shall review the cost allocations applicable to the repair of Boca Reservoir in accordance with the Reclamation Safety of Dams Act of 1978 (43 U.S.C. 506 et seq.) and submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report regarding how the cost allocations are consistent with the purposes for which Boca Reservoir is currently being operated as re-

quired by the Truckee-Carson-Pyramid Lake Water Rights Settlement Act (Public Law 101-618; 104 Stat. 3294) and the Truckee River Operating Agreement.

**SA 5073.** Mr. REID submitted an amendment intended to be proposed by him to the bill S. 2848, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. REVIEW OF CERTAIN COST ALLOCATIONS.**

Not later than 60 days after the date of enactment of this Act, the Secretary of the Interior shall review the cost allocations applicable to the repair of Boca Reservoir in accordance with the Reclamation Safety of Dams Act of 1978 (43 U.S.C. 506 et seq.) and submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives a report regarding how the cost allocations are consistent with the purposes for which Boca Reservoir is currently being operated as required by the Truckee-Carson-Pyramid Lake Water Rights Settlement Act (Public Law 101-618; 104 Stat. 3294) and the Truckee River Operating Agreement.

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON FOREIGN RELATIONS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on September 14, 2016, at 2:15 p.m., to conduct a hearing entitled “NATO Expansion: Examining the Accession of Montenegro.”

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON INDIAN AFFAIRS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet during the session of the Senate on September 14, 2016, in room SD-628 of the Dirksen Senate Office Building, at 2:30 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON VETERANS' AFFAIRS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on September 14, 2016, at 2:30 p.m., in room SR-418 of the Russell Senate Office Building to conduct a hearing entitled “The Future of the VA: Examining the Commission on Care Report and VA's Response.”

The PRESIDING OFFICER. Without objection, it is so ordered.

### SUBCOMMITTEE ON OVERSIGHT, AGENCY ACTION, FEDERAL RIGHTS AND FEDERAL COURTS

Mr. CORNYN. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on Oversight, Agency Action, Federal Rights and Federal